

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY, CALIFORNIA
AND RECORD OF ACTION**

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June 22, 2004

FROM: MICHAEL A. RAMOS
District Attorney

SUBJECT: APPROVE GRANT APPLICATION TO THE INSURANCE COMMISSIONER, STATE OF CALIFORNIA, TO FUND THE SAN BERNARDINO COUNTY WORKERS' COMPENSATION FRAUD PROSECUTION PROGRAM FOR FY 2004-05 AND ADOPT RESOLUTION AUTHORIZING THE DISTRICT ATTORNEY TO SIGN AND SUBMIT THE APPLICATION.

RECOMMENDATION:

1. Approve grant application to the State Insurance Commissioner to fund the San Bernardino County program for investigation and prosecution of workers' compensation fraud cases for FY 2004-05.
2. Adopt resolution authorizing the District Attorney to sign and submit the application on behalf of the Board of Supervisors.

BACKGROUND INFORMATION: Section 1872.83 of the California Insurance Code authorizes the Insurance Commissioner to distribute funds assessed against insurers for the purposes of investigation and prosecution of workers' compensation insurance fraud cases. These assessed "funds" represent a percentage of the total premiums collected by workers' compensation insurance companies.

This grant has been awarded to San Bernardino County for the last 10 years and funds two Deputy District Attorneys, one DA Investigator II, three DA Investigator I positions, and one Secretary. The grant also funds all operating expenses for the program.

The funding for FY 2004-05 will be approximately \$985,268. This action seeks authorization to apply for continued grant funding for FY 2004-05.

REVIEW AND APPROVAL BY OTHERS: This item has been reviewed by County Counsel (Scott M. Runyan, Deputy County Counsel 387-9022) on June 10, 2004 and the County Administrative Office (Vicki Kratzke, Administrative Analyst 387-5423) on June 10, 2004.

FINANCIAL IMPACT: The proposed grant amount for FY 2004-05 is \$985,268 and is included in the department's proposed budget.

COST REDUCTION REVIEW: The County Administrative Office has reviewed this agenda item, concurs with the department's proposal, and recommends this action as it will continue funding an important program to investigate and prosecute workers' compensation insurance fraud.

SUPERVISORIAL DISTRICT(S): All

PRESENTER: James B. Hackleman, Assistant District Attorney (909) 387-6601

Record of Action of the Board of Supervisors

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